HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

CRIMINAL APPLICATION NO. 5274 OF 2004.
IN
CRIMINAL APPEAL NO. 1453 OF 2004.

Khaja Maqbul Pakhali. ..Applicant.

Versus.

The State of Maharashtra. ..Respondent.

Mr. Umesh Mankapure for the applicant.

CORAM: V.M.KANADE,J.

DATE: FEBRUARY 21, 2005.

P.C.

1. Heard learned counsel for the applicant and leanred counsel for the respondent. The applicant is convicted by the trial court for having committed an offence punsiahble under section 21 of the NDPS Act and sentenced to suffer R.I. for five years. The applicant is in jail since 17.5.2002 and has already undergone almost 3 years of sentence. The ld. APP for the State has submitted that there are 16 cases pendng against him under the NDPS Act. He, therefore, vehemently opposed the grant of bail. I have perused the report submitted by the learned APP for the State. In view of the past antecedents of the present applicant, this is not a fit case for grant of bail. Applciaiton for bail is, therefore, rejected.

Applicant, however, is granted liberty to prepare a private paper book and apply for the fixed date of hearing as soon as the paper book is ready.

2. Application is accordingly disposed.

(V.M.KANADE, J.)

:srp/2005/